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# THE HAWAIIAN STAR.

The Hawaiian Star is the paper that goes into the best homes of Honolulu.

VOL. V.

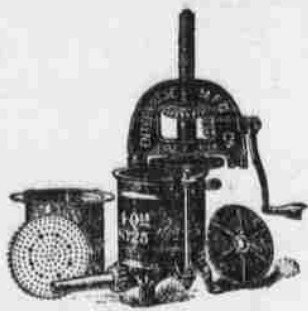
HONOLULU, H. I., MONDAY, DECEMBER 12, 1898.

No. 2056



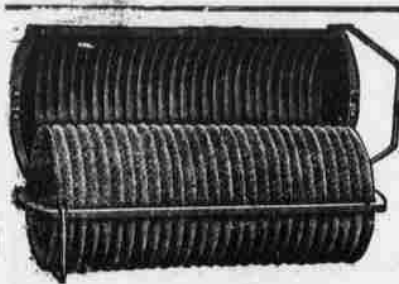
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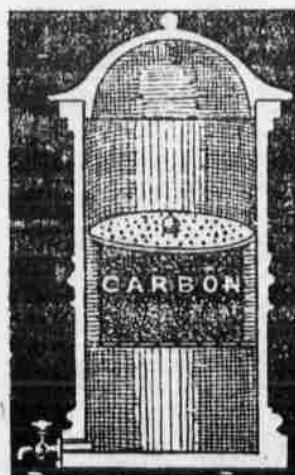
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## HABEAS CORPUS HEARING

NINE REJECTED CHINAMEN IN THE SUPREME COURT.

Pleadings Submitted—Lengthy Argument by Attorney Silliman—Some of the Points.

The famous Chinese habeas corpus case came up before Chief Justice Judd in the supreme court at 10 o'clock this morning. Nine of the men, named as the petitioners, were rejected by Chinese Commissioner J. K. Brown last week, as being disqualified under United States laws to enter the Hawaiian Islands. Last week a return was made by Collector McStocker, named as respondent in the action, to which a reply was filed on Saturday, by the petitioners. These papers set out substantially the case and the defense.

J. A. Magoon, R. D. Silliman, A. G. M. Robertson and A. A. Wilder appeared for the petitioners at today's hearing, and W. O. Smith and A. L. C. Atkinson for the respondent. There was a big crowd in the court room, including the Chinese consul and secretary, Mr. McStocker, Mr. Brown and his assistants.

The case was opened by the reading of the pleading already referred to. Mr. Silliman began his argument and held the attention of the court until noon. Mr. Robertson is speaking this afternoon.

Mr. Silliman's argument, in brief, was that the laws of the United States had not yet been extended to the Hawaiian Islands. That even had the laws been already so extended, officials of the Hawaiian government, acting in their present and only apparent capacity, had no right to enforce them. Again, if the laws were already extended to Hawaii, which is specifically denied, qualified officials would have no right to enforce part of the laws and leave unenforced another part. Besides providing conditions under which Chinese might enter the country the laws of the United States prescribed for the deporting of certain other Chinese. There had been no attempt at enforcing or suggestion of enforcing this part of the same law. Mr. Robertson, who will follow this afternoon, will endeavor to show that the enforcement of United States laws in the manner proposed would give to the regulations a retrospective effect, which was against the spirit of the constitution.

There is every prospect that the case will be on all of tomorrow and perhaps longer. It is not proposed to discuss the individual cases, but to consider them together.

### STOCK EXCHANGE.

Bids this morning were: Hawaiian Sugar 155, Kahuku 122½, Olowalu 117½, Pepeekeo 170, government bonds 100, Oahu railway bonds 100. Asking prices were: Brewer & Co. 600, Ewa 247½, Hawaiian Sugar 160, Honokaa 175, Haiku 255, Kahuku 130, Oahu assessable 79, Oahu paid up 147½, Olowalu 122½, Pacific Sugar 235, Pepeekeo 175, Pioneer 300, Wailuku 285, Waimanalo 170, Waimoe 122½, Wilder Steamship 115, Inter-Island 145, Hawaiian Electric 198, Government bonds 100½, Oahu railway bonds 100½.

### UNITED STATES SURVEY.

Professor Alexander, of the government survey office, has received a letter from the head office of the United States geological survey office, that it is the intention to go to work upon the Islands as soon as possible. The exact time for the commencement of work has not been set. Maps were also forwarded which the professor describes as being extremely fine work.

### BRIG GALILEE.

W. J. Anderson, for four years chief officer of the brig Galilee, in the Tahiti run, has been placed in command of the barkentine John Smith. Captain Groth, formerly of the John Smith, now commands the ship William H. Macy.

### MESSANGER SERVICE.

Honolulu Messenger Service deliver messages and packages. Telephone, 378.

### COKELEY GRAY

Is the latest in picture mouldings. King Bros. have an elegant assortment of all sorts of the latest novelties in mat papers and framing materials, personally selected by Will C. King.

## Fine Repair Work

When your Bicycle, Gun, Typewriter, or any article of fine mechanism, needs repairs, bring it to us and we will make it as good as new.

We employ only the best skilled help, guarantee all work, and call for and deliver it to any part of the city.

PEARSON & HOBSON

312 Fort Street. Telephone 565.

## WILL GUARD THE COAST

REVENUE CUTTER FEARLESS TO COME.

Precautions Against Smuggling in Chinese—Special Agent Brown Will Make a Tour of the Islands.

It is not intended that Chinese shall be smuggled into the Islands in evasion of the exclusion acts. The experience on the mainland has bred excessive caution and watchfulness. The treasury department looks on the unfrequented ports of the other islands as very likely places for attempts to be made to smuggle in Chinese. In this belief Special Agent Brown was instructed before he left San Francisco to make a tour of all the Islands, and carefully instruct customs and other officials as to the law excluding the Chinese, the regulations regarding their admittance and the duties of officials.

In addition to this he is to make full reports of the conditions, physical and otherwise, existing at each port in relation to the facilities they afford for smuggling in Chinese.

In addition to this it is understood that the tug Fearless, which was bought by the United States at the beginning of the war, is to be sent down here as a revenue cutter to look after attempts to smuggle in Chinese. The Fearless was the fastest tug in San Francisco and as a revenue cutter in these waters could overhaul anything that tried to land contraband goods or men.

Mr. Brown had arranged to leave on this mission on one of tomorrow's steamers. But the hearing of the Chinese habeas corpus case may delay his trip.

### ACCEPT SITUATION.

Native employees of the Honolulu Iron Works have acceded to the wish of the management to pay only on regular pay days. None of the men will walk out. The new system will go into effect on January 1st.

### NEW COURT CLERK.

A. P. Taylor has been appointed fourth deputy clerk of the judiciary department for the first circuit court, under Henry Smith. The recommendation was made by Kinney & Ballou.

### IT WENT HIGH.

The lease of lot 19, block D, Hilo, sold at public auction at the Interior office today for \$635. The upset price was \$100. J. G. Serrao was the purchaser. The price realized was a surprise to the government. The lease of the lot is for twenty-one years. One of the conditions of the purchase is that the lessee shall erect upon it a commodious building to be used as a public market.

### A ROYAL SEND OFF.

Hundred of Friends Say Farewell to K. M. and H.

The Scandia, bearing the last regular detachment of the New York regiment, sailed from the wharf at the foot of Nuuanu street, at 4 o'clock on Saturday afternoon. An immense crowd saw the boys off. Perhaps not before has so much friendliness and kindness for the New Yorkers been felt and shown as on this occasion.

The band sacrificed its hour before the concert in Emma square to play the soldiers off. Oranges and fruits of all kinds were showered upon the decks of the vessel. Cheers were given by the soldiers for Honolulu and the ladies, and were responded to with a will from the shore. Many farewells of more than ordinary sincerity and regret were said, and handkerchiefs were waved from ship to shore and from shore to ship until the transport was well into the channel.

### YACHTING ACCIDENTS.

There was a chapter of accidents in the yachting fleet yesterday. The Marion grounded before she left her moorings and ruffled the usual placid temper of Professor Lightfoot. In the channel the Alice, formerly the Spray, got ashore. Near the mouth of the channel the Abbie M. and Pokii ran together. The worst damage was the partial destruction of the latter's mainsail.

With these boats the Myrtle was out. The fleet took a spin over the Diamond Head course. Captain Hobron was down to Pearl Harbor in the Gladys during Saturday and Sunday.

Next to wings are our rubber heels. McINERNEY'S PROGRESSIVE SHOE HOUSE.

### INTERESTING READING.

Everyone should read what L. B. Kerr has to say in his advertising space in this issue. It is of interest to consumers.

### FRESH IMPORTS.

By the S. S. Australia, Camarinos received cherries, rhubarb, asparagus, celery, cauliflower, fresh salmon, crabs, flounders, oysters (in tins and shell), apples, grapes, figs, lemons, Burbank potatoes, pure olive oil, dried fruit, new crop of nuts, raisins, etc. California Fruit Market, King Street.

### ECONOMY FOR CHILDREN.

First quality Vici kid Oxfords, narrow square toes, patent leather tips, spring heels, sizes 5 to 11, all widths, our price \$1.00.

### FAIRCHILD'S SHOES.

## THE NEW MILLS ON MAUI

A GREAT DEAL OF CONSTRUCTION AND RECONSTRUCTION.

Nine Roller Mills Superseding Other Methods—New Mill for Spreckelsville Arrives—Quick Work at Paia.

MAUI, December 10.—The feature of this year's sugar development on Maui has been the construction of new mills and the enlargement and reconstruction of old ones.

St. Louis was put into the new mill at Hamakua on Thursday afternoon last, and everything worked without a hitch.

The mill is one of the nine roller kind and will grind this year's crop. The Paia mill is the banner mill of the Islands for speed and construction. It took but twelve days to put it in, working twelve hours a day. Steam will be gotten up this afternoon, and a trial run had.

The Spreckelsville mill arrived today on the Consuelo, and will be now rushed to completion by the combined force that worked on the Paia and Hamakua mills, so quick work is looked for. Mr. O'Neil, foreman of the St. Louis Iron Works, is personally in charge of the work.

Work on the enlarged mill at Lahaina is progressing. In many ways it is claimed it is the best arranged mill on the island.

### MRS. CLARK WINS.

Judge Stanley Criticizes Kaula and Charles Clark.

Judge Stanley today filed a decision in the case of Ella F. Clark vs. J. K. Kaula, trustee, estate of S. G. Wilder, and Charles H. Clark, bill to execute a trust, etc., overruling demurrer of defendant, Charles H. Clark. In summing up, the court observed:

"In my opinion the facts appearing in the bill, which on demurrer must be taken to be true, do not set forth a cause of action and state a case of which equity should take cognizance, and further it appears to me that there is no misjoinder of parties. The defendant corporation is a proper party as the holder of the legal title to the premises in question, and the defendants Clark and Kaula are fraudulent, in violation of their fiduciary relations with the plaintiff."

In the matter of the estate of Antonio Rosa, Judge Perry has granted the petition of the executor for permission to sell certain real property belonging to the estate.

The case of Theo. Hoffman vs. J. S. Bailey, assumpsit, was today decided by Judge Perry in favor of defendant. Appeal was noted.

### THEY WANT CLOTHING.

Father Wendelin writes to F. A. Schaefer from the Mohokai settlement that second hand clothing for men would be very welcome there just now. If such is left at the store of F. A. Schaefer & Co. this week it will be sent up in time to be distributed for Christmas. This is a worthy charity.

### POLICE COURT.

Judge Wilcox this morning fined Meahale \$5 for assault and battery on a police officer. F. Carlson, same offense, was fined \$2.

Lee Kai, violating back regulations, was fined \$5; in the case of Joe Correa, same offense, sentence was suspended for six months.

### HOSPITAL CHANGES.

Dr. Winslow has been placed in charge of the convalescents hospital on the slope of Punchbowl, and Sergeant Hogan has been returned to duty at Independence Park. There are at present nearly seventy patients at the Punchbowl camp. All are getting along nicely.

### THEY WANT LIGHT.

A petition is going the rounds among the residents of Punchbowl for a light on Prospect street between the residences of H. M. Dow and H. G. Biart. There are today about forty signatures. The petition will reach the Minister of the Interior this afternoon or tomorrow.

### SYMPTOMS OF PNEUMONIA.

Pains in the chest when a person has a cold indicate a tendency toward pneumonia. A piece of flannel dampened with Chamberlain's Pain Balm, and bound on the chest over the seat of the pain will promptly relieve the pain and prevent the threatened attack of pneumonia. This same treatment will cure a lame back in a few hours. Sold by all druggists and dealers. Benson, Smith & Co., wholesale agents for the Hawaiian Islands.

AMERICAN MESSENGER SERVICE. Masonic Temple. Telephone 444.

### POINTS OF MERIT.

Strong, durable, easy running, simple in attachments, all the result of constant study for many years, of men who have made a life study of perfecting the Singer sewing machine.

With few equals it has no superior, and is sold as low as any other first class sewing machine. Buy a Singer and you take no chances. If you doubt our word ask your neighbor who has been using a Singer for the past ten or twenty years. For sale by B. Bergerson, agent, Bethel street.

## ADVISED TO BRING SUIT

CITY OF COLUMBIA CREW AFTER THEIR PAY.

An Anomalous Condition as to Ownership, Damage and Control Exists—Everything but the Ship at Sea.

The City of Columbia arrived here yesterday from Hilo under her own steam.

Now a hundred or more of interested men are trying to find out what to do with her.

Captain Milnor says he stands by his original opinion that she is as good as a total wreck. Captain Turner, the underwriters' representative, says temporary repairs can be made here, which will enable her to go to the coast, where she can be put in as good condition as when she left Honolulu.

The crew want their pay. A large number of them visited Consul General Haywood this morning. He advises them that their lien for wages, when proper proceedings were begun, was prior to all other claims against the ship. He therefore advised them to begin proceedings against the ship, promising that when the case came on for hearing he would inform the court that the proceedings were begun with his sanction and advice, he waiving for the time being his consular jurisdiction in the matter. He would also ask that any judgment recovered be paid into his hands to be distributed according to law, which is very explicit on the subject.

Meanwhile he advised the crew to sleep on board the vessel, and as the captain says that after tomorrow's breakfast the ship can provide nothing more, he advised the men to make a contract with some firm in town for food supply, he agreeing to apply any money received on a judgment against the ship to paying this supply bill on behalf of the men.

This advice was accepted by the men and Kinney & Ballou were consulted. Libel for wages will probably be entered tomorrow. "If the vessel were manifestly a total wreck," said Mr. Haywood, "so that nothing could be recovered from her, the way would be clear. It would then be my duty to provide for the men and send them home. But while the vessel is seaworthy in her present condition the men believe that she can be sold for enough to pay their wages."

Captain Milnor says the amount of wages now due is about \$10,000.

### RED CROSS.

Major Davis has authorized the Red Cross to have one of its members at the military hospital to read to the soldiers, write messages for them and do what can be done. Mrs. Du Roy, Mrs. Thompson and Mrs. Hall will be on duty this day for the present.

### HANEBERG-HARTWIG.

Manager of Olowalu Married This Morning.

August Haneberg, the well known manager of Olowalu plantation, was united in marriage at 11:15 this morning, to Miss Henrietta Hartwig, who arrived last week from Bremen, Germany. The ceremony was performed by the Rev. Vincent H. Kiteat, in the presence of only a few friends. Wray Taylor played appropriate music on the organ.

Mr. and Mrs. Haneberg will leave tomorrow for their future home at Olowalu, Maui.

### NOT AS A SPY.

C. E. Smith, the painter, wishes it stated that his work in Manila was not as a spy. What he did there was manual in every respect and for the common good. People who know Mr. Smith do not doubt this statement in the least.

### BORN.

LUCAS.—At Honolulu, Oahu, H. I., December 11, 1898, to the wife of T. R. Lucas, a daughter.

### HIO MASON'S.

The annual election of officers of Kilaua Lodge, No. 330, F. & A. M., was held in the Masonic Temple, Hilo, last week, and the following members were elected to fill the various offices for the ensuing year: Dr. R. B. Williams, W. M.; E. E. Richards, S. W.; Arch. C. Steele, J. W.; Chas. H. Fairer, treasurer; W. W. Goodale, secretary; Sam Peck, S. D.; Harry Rycroft, J. D.; W. S. Wise, E. J. Weight, stewards; L. A. Andrews, marshal; L. T. Grant, chaplain; W. Bohn, tyler.

### AN ATTRACTIVE SIGHT.

The millinery goods displayed at L. B. Kerr's big Queen street store is one of the most attractive sights in the city.

### OPEN TO CONVICTION.

Anyone who is open to conviction as regards the merits of different makes of bicycles are requested to call at our salesrooms and allow us to explain why the STERLING is the best wheel on earth. Pacific Cycle and Manufacturing Company, agents.

### "RAINIER."

The Ladies' Favorite, the Men's Preference. Its absolute purity—mature age—and delicious flavor have made Rainier Beer a welcome visitor. It's the queen of all fine beers. On tap or in bottles at the Criterion Saloon. Telephone 782.

## CHURCH COUNCIL AGREES

REV. KINCAID'S CALL TO CENTRAL UNION.

Will be Installed as Pastor This Evening—Rev. J. A. Cruzan Will Preach the Installation Sermon.

A council of ministers and delegates called by Central Union church, met at 10 o'clock this morning. The churches represented were the Kawaiahae, Kaunakapili, Chinese and Portuguese Protestant churches, of Honolulu, and the Foreign churches of Hilo and Paia. The following ministers invited were also present: Revs. Bingham, Hyde, Gulick, Leedingham, Emerson and Bishop. The following persons were elected corresponding members of the council: Revs. Pearson, Garvin, Kaala, Morgan and Perry, and Messrs. Damon and Seely.

The council organized by the choice of Rev. J. A. Cruzan of Hilo, moderator, and Rev. J. A. Leedingham as scribe. The call to the pastorate and its acceptance by the pastor-elect, and Rev. Kincaid's ministerial standing were all found to be regular.

Rev. Kincaid read a lengthy and intensely interesting statement of his theological views. He was found to be very liberal and advanced in his belief, holding that there was no progress in the inspiration of the scriptures, that all parts were not equally inspired, that man is divine, that God is the source of all life and in all things, that the object of all punishment in all worlds should be reformation, thus opening a door for the final restoration of all mankind; that there is a three-fold manifestation of God, not three persons in the trinity; that man is naturally immortal, and that there is scriptural ground for the Congregational, Presbyterian and Episcopal forms of church government, and that his hope was that the future church would combine the best elements of these three forms.

The council in secret session without a negative vote, decided to sustain the examination, and proceed with the services of installation this evening at 7:30 o'clock. The exercises will consist of a sermon by Rev. J. A. Cruzan, installation prayer, Rev. O. P. Emerson; charge to pastor, Rev. H. H. Parker; charge to people, Rev. S. E. Bishop, D. D., and the right hand of fellowship, Rev. C. M. Hyde, D. D.

### PROMINENT PORTUGUESE.

Thomas Silva to be Given Funeral by the Societies.

Thomas Silva, one of the oldest and most prominent Portuguese in the country, died at his residence on Beletania street, yesterday. Deceased was the father of Pat Silva, clerk in the office of W. C. Achi & Co., and of Tom Silva, the musician. He was a member of the Portuguese Union and several benefit societies.

The remains have been embalmed and will be buried from the Catholic cathedral at 1 o'clock next Sunday afternoon. The funeral will be the most elaborate carried out by the Portuguese in Hawaii for a long time.

Silva came to Honolulu on a whale ship many years ago. He was 66 years of age at the time of his death.

### CAPTAIN WARREN IS OUT.

Police Officer Suspended on a Serious Charge.

Captain Charles Warren was yesterday suspended from the police force, and will not likely serve the department again. Drunkenness while on duty was the charge. A previous offense of the same character was overlooked. Warren has the right of appeal to Marshal Brown, but says he will not use it.

### MERRY CHRISTMAS.

The Golden Rule Bazaar is showing something new and handsome in Mexican hand carved leather goods in purses, wallets, card and letter cases. They are simply elegant and prices are very reasonable.

### CHRISTMAS CANDIES.

Church fairs, festivals, socials and candy dealers supplied with the purest goods at bottom prices. New England Bakery and Candy Company.

### HOLIDAY OPPORTUNITIES.

You don't want to lose sight of the fact that genuine reductions have been made for your benefit on all silk dress goods at the N. S. Sachs' Dry Goods Co.

### PAPER FLOWER MATERIALS.

New stock of plain and crepe tissue papers and materials for paper flower work. Wire forms for electric light and lamp shades. King Bros. art store.

### BUSINESS MEN'S MEMO.

Monday, December 12, 1898. Meeting of stockholders of W. W. Dimond & Co., Ltd., on Wednesday, December 14, 1898, at 5 o'clock p. m. Special meeting of stockholders of Oahu Railway and Land Company, at Chamber of Commerce rooms, on Friday, December 16th, at 3 o'clock p. m. Sealed tenders for three room school building, received by the Minister of Public Instruction, until noon, Monday, December 19, 1898.